

IN THE UNITED STATES BANKRUPTCY COURT FOR
THE DISTRICT OF PUERTO RICO

IN THE MATTER OF:

RAFAEL SOTO MALDONADO

XXX-XX-6777

Debtor(s)

CASE NO. 05-03399 SEK

Chapter 13

FILED & ENTERED ON 08/20/2010

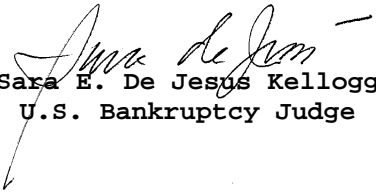
DISCHARGE OF DEBTOR AFTER COMPLETION OF CHAPTER 13 PLAN

It appearing that the debtor is entitled to a discharge.
IT IS ORDERED:

The debtor is granted a discharge under section 1328(a) of title 11,
United States Code, (the Bankruptcy Code).

San Juan, Puerto Rico, this 20 day of August, 2010.

BY THE COURT


Sara E. De Jesus Kellogg
U.S. Bankruptcy Judge

cc: All creditors

SEE SECOND PAGE OF THIS ORDER FOR IMPORTANT INFORMATION.

1 EXPLANATION OF BANKRUPTCY DISCHARGE IN A CHAPTER 13 CASE

2 This court order grants a discharge to the person named as the debtor
3 after the debtor has completed all payments under the chapter 13 plan. It is
not a dismissal of the case.

4 Collection of Discharged Debts Prohibited

5 The discharge prohibits any attempt to collect from the debtor a debt
6 that has been discharged. For example, a creditor is not permitted to contact
a debtor by mail, phone, or otherwise, to file or continue a lawsuit, to
7 attach wages or other property, or to take any other action to collect a
discharged debt from the debtor. [In a case involving community property:]
8 [There are also special rules that protect certain community property owned by
the debtor's spouse, even if that spouse did not file a bankruptcy case.] A
9 creditor who violates this order can be required to pay any damages and
attorney's fees to the debtor.

10 However, a creditor may have the right to enforce a valid lien, such as
11 a mortgage or security interest, against the debtor's property after the
bankruptcy, if that lien was not avoided or eliminated in the bankruptcy case.
12 Also, a debtor may voluntarily pay any debt that has been discharged.

13 Debts That are Discharged

14 The chapter 13 discharge order eliminates a debtor's legal obligation to pay a
15 debt that is discharged. Most, but not all, types of debts are discharged if
the debt is provided for by the chapter 13 plan or is disallowed by the court
pursuant to section 502 of the Bankruptcy Code.

16 Debts that are Not Discharged.

17 Some of the common types of debts which are not discharged in a chapter 13
18 bankruptcy case are:

- 19 a. Debts that are in the nature of alimony, maintenance, or support;
- 20 b. Debts for most student loans;
- 21 c. Debts for most fines, penalties, forfeitures, or criminal restitution
obligations;
- 22 d. Debts for personal injuries or death caused by the debtor's operation
of a motor vehicle while intoxicated;
- 23 e. Debts provided for under section 1322(b) (5) of the Bankruptcy Code and
24 on which the last payment is due after the date on which the final
payment under the plan was due; and
- 25 f. Debts for certain consumer purchases made after the bankruptcy case was
26 filed if prior approval by the trustee of the debtor's incurring the
27 debt was practicable but was not obtained.

28 This information is only a general summary of the bankruptcy discharge.
29 There are exceptions to these general rules. Because the law is
30 complicated, you may want to consult an attorney to determine the exact
31 effect of the discharge in this case.
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